

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

	X	
In reply to:	:	Chapter 11
	:	Case No. 03-11915 (KJC)
TOUCH AMERICA HOLDINGS, INC., <u>et al.</u> ,	:	
	:	Jointly Administered
Debtors.	:	
	X	
ENTECH LLC,	:	
	:	
Plaintiff,	:	
	:	
-- vs. --	:	
	:	C.A. 04-1336-SLR
WESTMORELAND COAL COMPANY, a	:	
Delaware Corporation, and	:	
WESTMORELAND MINING LLC, a Delaware	:	
Limited Liability Company,	:	
	:	
Defendants.	:	
	X	

**ORDER**

THIS \_\_\_\_ day of \_\_\_\_\_, 2005, upon consideration of defendants' Motion to Compel, together with all responses thereto,

IT IS HEREBY ORDERED that the Motion to Compel is GRANTED.

Plaintiff is hereby ORDERED to:

- (1) Produce within five business days from entry of this Order, all non-privileged documents responsive to Westmoreland Document Request No. 46; AND
- (2) Identify within five business days from entry of this Order, all of its trial witnesses; OR identify trial witnesses at some point before trial and allow Westmoreland an

opportunity to depose any such witnesses who have not already been deposed, regardless of number.

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Chief Judge of the United States District Court

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